

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

AO 245B (Rev. 9/00) Sheet 1 - Judgment in a Criminal Case

United States District Court
Eastern District of Washington

MAY 04 2006

JAMES R. LARSEN, CLERK
DEPUTY
SPOKANE, WASHINGTON

UNITED STATES OF AMERICA

V.

Hugo Collazos Munoz

AMENDED JUDGMENT IN A CRIMINAL CASE

(For Offenses Committed On or After November 1, 1987)

Case Number: 2: 00CR00105-001

Terry Ryan

Defendant's Attorney

06/14/2001

☒ Modification of Restitution Order (18 U.S.C. § 3664)**THE DEFENDANT:**

- ☐ pleaded guilty to count(s) _____
- ☐ pleaded nolo contendere to counts(s) _____ which was accepted by the court.
- ☒ was found guilty on count(s) 1, 2, 3, 4, 5 Superseding Indictment after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense</u> <u>Concluded</u>	<u>Count</u> <u>Number(s)</u>
21 U.S.C. § 952, 960	Conspiracy to Import Over 5 Kilograms of Cocaine, 21 U.S.C. 963	04/30/00	S1
21 U.S.C. § 952	Importation of a Controlled Substance, 18 U.S.C. 2	04/30/00	S2
21 U.S.C. § 841	Possess With Intent to Distribute a Controlled Substance, 18 U.S.C. 2	04/30/00	S3
21 U.S.C. § 952	Importation of a Controlled Substance, 18 U.S.C. 2	04/30/00	S4
21 U.S.C. § 841	Possess With Intent to Distribute a Controlled Substance, 18 U.S.C. 2	04/30/01	S5

☐ See continuation pageThe defendant is sentenced as provided in pages 2 through 5 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.☐ The defendant has been found not guilty on counts(s) _____ and is discharged as to such count(s).☒ Count(s) all remaining counts are dismissed on the motion of the United States.

IT IS FURTHER ORDERED that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant shall notify the court and United States Attorney of any material change in the defendant's economic circumstances.

04/12/06

Date of Imposition of Judgment

Signature of Judicial Officer

The Honorable Robert H. Whaley

Name and Title of Judicial Officer

Chief Judge, U.S. District Court

Date

May 3, 2006

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of 240 month(s)

The term of imprisonment shall run concurrent on all counts in CR 00-105-RHW with CR 00-054-RHW and CR 00-058-RHW. Count 1: CR 00-054 5 years; Count 1: CR 00-058 5 years; Count 1: CR 00-105 20 years; Count 2: CR 00-105 20 years; Count 3: CR 00-105 20 years; Count 4: CR 00-105 20 years; Count 5: CR 00-105 20 years.

☐ The court makes the following recommendations to the Bureau of Prisons:

☒ The defendant is remanded to the custody of the United States Marshal.

☐ The defendant shall surrender to the United States Marshal for this district:

☐ at _____ on _____

☐ as notified by the United States Marshal.

☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:

☐ before _____ on _____

☐ as notified by the United States Marshal.

☐ as notified by the Probation or Pretrial Services Officer.

RETURN

I have executed this judgment as follows:

Defendant delivered on _____ to _____

at _____, with a certified copy of this judgment.

 UNITED STATES MARSHAL

By _____
 Deputy U.S. Marshal

AO 245B (Rev. 9/00) Sheet 3 - Supervised Release

CASE NUMBER: 2:00CR00105-001

Judgment - Page 3 of 5

DEFENDANT: Hugo Collazos Munoz

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 10 year(s)

The term of supervised release shall run concurrent with CR 00-054-RHW; CR 00-058-RHW; CR 00-105-RHW.

14) the defendant shall submit to drug testing and/or treatment and to random, warrantless searches of his person and/or property as directed by the U.S. Probation Office.

15) the defendant shall disclose financial information as requested by U.S. Probation Office.

☐ See continuation page

The defendant shall report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state, or local crime.

The defendant shall not illegally possess a controlled substance.

For offenses committed on or after September 13, 1994:

The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as directed by the probation officer.

☐ The above drug testing condition is suspended based on the court's determination that the defendant poses a low risk of future substance abuse. (Check if applicable.)

☒ The defendant shall not possess a firearm, destructive device, or any other dangerous weapon.

If this judgment imposes a fine or a restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine or restitution that remains unpaid at the commencement of the term of supervised release in accordance with the Schedule of Payments set forth in the Criminal Monetary Penalties sheet of this judgment.

The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). The defendant shall also comply with the additional conditions on the attached page (if indicated above).

STANDARD CONDITIONS OF SUPERVISION

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependants and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training or other acceptable reasons;
- 6) the defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

CASE NUMBER: 2:00CR00105-001

DEFENDANT: Hugo Collazos Munoz

CRIMINAL MONETARY PENALTIES

The defendant shall pay the following total criminal monetary penalties in accordance with the schedule of payments set forth on Sheet 5, Part B.

	<u>Assessment</u>	<u>Fine</u>	<u>Restitution</u>
TOTALS	\$500.00		\$49,600.00

☐ The determination of restitution is deferred until _____. An Amended Judgment in a Criminal Case (AO 245C) will be entered after such determination.

☐ The defendant shall make restitution (including community restitution) to the following payees in the amount listed below.

If the defendant makes a partial payment, each payee shall receive an approximately proportioned payment, unless specified otherwise in the priority order or percentage payment column below. However, pursuant to 18 U.S.C. § 3664(i), all nonfederal victims must be paid in full prior to the United States receiving payment.

<u>Name of Payee</u>	<u>*Total Amount of Loss</u>	<u>Amount of Restitution Ordered</u>	<u>Priority Order or Percentage of Payment</u>
*See Attached List	\$49,600.00	\$49,600.00	1

☐ See
Continuation
Page

TOTALS	<u>\$49,600.00</u>	<u>\$49,600.00</u>
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☐ If applicable, restitution amount ordered pursuant to plea agreement _____

☐ The defendant shall pay interest on any fine or restitution of more than \$2,500, unless the fine or restitution is paid in full before the fifteenth day after the date of the judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options on Sheet 5, Part B may be subject to penalties for delinquency and default, pursuant to 18 U.S.C. § 3612(g).

☒ The court determined that the defendant does not have the ability to pay interest, and it is ordered that:

☒ the interest requirement is waived for the ☐ fine and/or ☒ restitution.

☐ the interest requirement for the ☐ fine and/or ☐ restitution is modified as follows:

* Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18, United States Code, for offenses committed on or after September 13, 1994 but before April 23, 1996.

	AMOUNT	DATE
VICTIMS		
OLD NAVY	100	9/10/99
WALGREENS	100	12/8/99
MUCKLESHOOT CASINO	100	
INTL HOUSE OF PANCAKES	100	10/5/99
MUCKLESHOOT CASINO	100	
US BANK	100	
SAFEWAY 379	100	1/3/00
IVARS SEAFOOD BAR	2800	5/4/99
JOHN R. SMOOTS	100	5/11/99
CINNABON	100	5/14/99
LARRY'S MARKET	100	5/15/99
KEY BANK	100	5/5/99
US MONEY CENTER	100	5/5/99
HILLTOP RED APPLE	100	5/3/99
HILLTOP RED APPLE	100	5/3/99
HILLTOP RED APPLE	100	5/3/99
PACIFIC SUNWEAR	100	5/8/99
HILLTOP RED APPLE	100	5/3/99
HILLTOP RED APPLE	100	5/3/99
HILLTOP RED APPLE	100	5/3/99
HILLTOP RED APPLE	100	5/3/99
SAFEWAY 379	3200	5/3/99
LARRY'S MARKET	100	
CINNABON	100	
BON MARCHE 1	100	5/10/99
SAFEWAY 379	900	5/4/99
SAFEWAY 379	100	5/4/99
SAFEWAY 379	400	5/4/99
HAGGEN	100	5/6/99
FLORSHEIM	100	5/10/99
JC PENNEY	200	5/7/99
ALBERTSONS 456	100	4/30/99
EXPRESS	1500	5/9/99
BANANA REPUBLIC	900	5/5/99
SUNGLASS HUT	300	5/11/99
SUNCOAST	400	5/10/99

MUSICLAND 0614
MCDONALDS
WALDEN BOOKS
CIRCUIT CITY 3319
KFC 71
FLORSHEIM
ORANGE JULIUS
DISNEY STORE 541
RITE AID 5177
TACO BELL 15791
THE GAP 1709
SAFEMAY 480
RITE AID 5171
CHECK - X-CHANGE
BARTELL DRUGS
BON MARCHE 3
OLD NAVY 5817
BANK OF AMERICA
U-FIX-IT AUTO WRECKING
GOLDIES INC
SAFEMAY 1550
OLIVE GARDEN
KIYA'S TRADING POST
ALBERTSONS
EMERALD QUEEN CASINO
US BANK
RASOIE
KEY BANK OF WASHINGTON
WELLS FARGO
KEY BANK
NORDSTROM
SAFEMAY 1508
UNION BANK OF CALIF
KEY BANK
KEY BANK OF WASHINGTON
LID CORP
BANK OF AMERICA

100 5/5/89
100 5/6/89
100 5/5/89
100 5/4/89
100 5/7/89
100 5/10/89
100 5/5/89
100 5/4/89
100 5/4/89
100 5/10/89
100 5/5/89
100 4/28/88
100 10/5/89
100 10/13/89
100 10/8/89
100
100 10/8/89
100 10/29/89
100 10/28/89
100 10/27/89
100 11/2/89
100 11/28/89
100 11/24/89
200 10/4/89
200 12/21/88
100 12/23/89
100 12/18/89
100 10/28/89
100 10/28/89
100
100 10/6/89
100 10/27/89
100 11/2/89
100
100 10/27/89
100

FRED MEYER
BANK OF AMERICA
EAGLE HARDWARE 361
KEY BANK OF WASHINGTON
BANK OF MONTREAL
MUCKLESHOOT CASINO
BROCK'S OAK TREE RESTAURANT
EAGLE HARDWARE 371
BANK OF AMERICA
RED LION 48786
BARNES AND NOBLE 2708
TORONTO DOMINION BANK VANCOUVER
MERYNS 258
BURLINGTON COAT FACTORY
TCI PACIFIC COMMUNICATIONS
KKLD
RITE AID 5231
BANK OF AMERICA
UNION BANK OF CALIF
FRED MEYER
BANK OF AMERICA
STACY M. LEE
BURLINGTON COAT FACTORY
BMB RENTALS
WHIDBEY ISLAND BANK
SEATTLE HILTON
NORDSTROM 17
DENNYS 1071
SAFEMAY 477
BANK OF AMERICA
ALBERTSONS 403
KEY BANK OF WASHINGTON
BANK OF AMERICA
FRED MEYER 28
CHEVRON 1138
SEARS 1129
RITE AID 5171

100 11/7/99
100 12/7/99
100 7/12/99
100 7/27/99
300 9/3/99
100 9/11/99
100 9/14/99
300 9/14/99
100 9/21/99
100 9/2/99
100 9/9/99
200 9/11/99
400 10/4/99
200 10/5/99
100 10/5/99
100 10/4/99
100 10/3/99
200 10/12/99
800 10/12/99
100 10/4/99
100 10/12/99
100 10/12/99
100 10/11/99
100 10/15/99
100 10/20/99
100 10/12/99
100 10/6/99
100 10/10/99
100 10/12/99
100 10/19/99
100 10/2/99
100 10/19/01
100 10/19/01
100 10/4/99
100 10/14/99
100 10/3/99
100 10/5/99

SEARS 1129
BARTLELL DRUGS
TACOMA BOYS
BON MARCHE 3
PACWEST
BON MARCHE 1
LAMONTS 566
BON MARCHE 3
SEARS 1129
LONGS DRUGS
RITE AID 5269
SEARS 1129
BON MARCHE 3
RITE AID 5269
GNC
SCHWARTZ BROTHERS RESTAURANT
ABERCROMBIE & FITCH 670
ANDREWS HALLMARK 2
BANK OF AMERICA
CFC 829
SUNGLASS HUT
JACK IN THE BOX 8418
CAR TOYS
ENNEN FOOD STORES
FLORSHEIM
BON MARCHE 1
RITZ CAMERA
JACK IN THE BOX
JC PENNEY
SALTYS ON ALKI
RED ROBIN 83
BURGER KING
PRESTIGE STATIONS
MCDONALDS 0472
FOOT ACTION
SUNGLASS HUT 278
THE BODY SHOP

100	10/3/89
100	10/8/01
200	10/12/89
100	10/16/89
100	10/4/89
100	10/8/89
100	10/5/89
100	10/5/89
100	10/4/89
100	10/3/89
100	10/4/89
100	10/5/89
100	10/3/89
100	10/16/89
100	10/5/89
100	5/5/89
100	5/5/89
100	5/6/89
100	5/5/89
100	5/6/89
600	5/6/89
300	5/5/89
200	5/6/89
300	5/6/89
100	5/5/89
100	5/10/89
3800	5/10/89
1000	5/5/89
100	5/25/89
200	5/25/89
300	5/10/89
100	5/11/89
100	5/5/89
100	5/10/89
100	5/11/89
100	5/11/89
300	5/8/89
100	5/11/89

STRUCTURE 351	400	5/10/99
UNION BANK OF CALIF	100	5/14/99
TARGET	100	5/11/99
TARGET	100	5/18/99
FAO SCHWARZ	200	5/17/99
MET SITE	100	5/25/99
TACO BELL 15781	100	5/17/99
ALBERTSONS 436	100	5/14/99
OLD NAVY 5947	100	5/10/99
NAVY EXCHANGE	200	5/19/99
SAFEWAY	1600	6/4/99
BANK OF AMERICA	100	5/25/99
COSTCO 8	100	6/2/99
AZTECA 2	100	9/20/99
KEY BANK OF WASHINGTON	100	9/28/99
WELLS FARGO	200	9/28/99
DEPT OF LICENSING	100	10/2/99
KFC 71	100	9/13/99
KEY BANK OF WASHINGTON	300	9/13/99
KMART 4208	100	9/30/99
PAYLESS SHOES	100	10/4/99
BANK OF AMERICA	100	10/5/99
HOME DEPOT 4706	100	10/1/99
BANK OF AMERICA	100	10/8/99
SECOND WIND	100	9/30/99
BLACK ANGUS 1017	100	10/1/99
QFC 50844	100	10/5/99
BANK OF AMERICA	100	10/8/99
QFC 50844	200	9/23/99
BANK OF AMERICA	100	10/5/99
BARTLELL DRUGS	100	10/8/99
BANK OF AMERICA	100	10/5/99
HOME DEPOT 4706	100	10/4/99
BANK OF AMERICA	100	10/5/99
FRED MEYER 65	100	10/4/99
SAFEWAY 1506	100	9/30/99
KMART 3443	100	10/1/99

ALBERTSON 483
 FRED MEYER 28
 FOOD EMPORIUM 363
 SAFEWAY 1246
 FRED MEYER 605
 FRED MEYER 95
 SAFEWAY 531
 FRED MEYER 19
 FRED MEYER 85
 EAGLE HARDWARE
 ALBERTSONS 410
 KMART 3443
 FRED MEYER 95
 SAFEWAY 1246
 ALBERTSONS 463
 FOOD EMPORIUM 363
 SAFEWAY 531
 SAFEWAY 3523
 FRED MEYER 605
 ALBERTSONS 463
 ALBERTSONS 485
 KEY BANK

Total
 \$ 49,600

100	10/3/99
100	10/4/99
100	10/1/99
100	10/4/99
100	10/4/99
100	10/4/99
100	10/5/99
100	10/4/99
100	10/4/99
100	10/3/99
100	9/30/99
100	10/1/99
100	10/4/99
100	10/4/99
100	10/4/99
100	10/1/99
100	10/3/99
200	10/4/99
200	10/3/99
100	10/4/99
100	10/3/99
100	10/3/99
100	10/4/99

CASE NUMBER: 2: 00CR00105-001
DEFENDANT: Hugo Collazos Munoz**SCHEDULE OF PAYMENTS**

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties shall be due as follows:

- A ☒ Lump sum payment of \$500.00 due immediately, balance due
- ☐ not later than _____, or
☐ in accordance with ☐ C, ☐ D, or ☐ E below; or
- B ☐ Payment to begin immediately (may be combined with C, D, or E below); or
- C ☐ Payment in equal (e.g., equal, weekly, monthly, quarterly) installments of _____ over a period of _____ (e.g., months or years), to commence _____ (e.g., 30 or 60 days) after the date of this judgment; or
- D ☐ Payment in equal (e.g., equal, weekly, monthly, quarterly) installments of _____ over a period of _____ week(s) (e.g., months or years), to commence _____ (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or
- E ☒ Special instructions regarding the payment of criminal monetary penalties:

Payment schedule shall be determined by the U.S. Probation Office.

Unless the court has expressly ordered otherwise in the special instruction above, if this judgment imposes a period of imprisonment, payment of criminal monetary penalties shall be due during the period of imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the clerk of the court, unless otherwise directed by the court, the probation officer, or the United States attorney.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

☒ Joint and Several

Case Number, Defendant Name, and Joint and Several Amount:

CR 00-010-RHW	USA v. Nakia Burland	\$49,600.00
CR 00-009-RHW	USA v. Charles Lee	\$49,600.00
CR 00-059-RHW	USA v. Joseph Hutchinson	\$49,600.00

☐ The defendant shall pay the cost of prosecution.☐ The defendant shall pay the following court cost(s):☐ The defendant shall forfeit the defendant's interest in the following property to the United States:☐ See Continuation
Page

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, (5) community restitution, (6) fine interest (7) penalties, and (8) costs, including cost of prosecution and court costs.